



CITY OF BURLINGTON
Committee of the Whole Minutes
Jeannie Hefty, Mayor
Diahnn Halbach, City Clerk
Tuesday, January 17, 2017

1. Call to Order/Roll Call

Council President, Tom Vos, called the meeting to order at 6:30 p.m. starting with roll call. Aldermen present: John Ekes, Ed Johnson, Bob Grandi, Ruth Dawidziak, Tom Vos, Jon Schultz, and Todd Bauman. Excused: Mayor Hefty, Tom Preusker

Also present: City Administrator Carina Walters, City Attorney John Bjelajac, Director of Administrative Services Megan Watkins, Finance Director Steve DeQuaker, Police Chief Mark Anderson, Fire Chief Alan Babe, DPW Director James Bergles, and Building Inspector Gregory Guidry.

Student Representatives - Present: Gabriel King, Ryan Werner. Excused: None

2. Citizens Comments and Questions

There were none.

3. Approval of Minutes from January 3, 2017

A motion was made by Alderman Vos with a second by Alderman Dawidziak to approve the minutes from January 3, 2017. With all in favor, the motion carried to approve the minutes.

4. Topic: Resolution 4814(33) to consider approving the 2017 contract with Racine County Economic Development Corporation (RCEDC).

Jenny Trick, RCEDC, provided a brief presentation of the year in review as well as goals and plans for 2017. Trick said activities that were accomplished in 2016 included Community Development Assistance which involved developing an “At a Glance” Community Profile for Burlington, developing Recruitment Proposals for Priority Sites, Existing Business Growth Support, and a Downtown Strategic Plan. Trick stated that Business Retention and Expansion and Business Financing Assistance helped to assist WIN Properties with a grant for renovation of the new Mercantile, as well as Musicology and Fox Crossing Phase II. Trick added that through Business Recruitment and Marketing, RCEDC was able to help bring Applied Material Solutions to the City of Burlington.

5. Topic: Resolution 4815(34) to consider approving a proposal from Midwest Netting Solutions for updating and enhancing the netting system at Beaumont Field.

Jim Bergles introduced the topic and provided some background history on Baseball 2000 and their relationship with the City of Burlington. Bergles explained that Baseball 2000 is the controlling board for Beaumont Field, which was organized by the City of Burlington Park Board and their purpose is to maintain Beaumont Field. Bergles stated that the backstop and safety netting has fallen into major disrepair, and per the agreement between the City and Baseball 2000, the City would front the cost of repairs and Baseball 2000 would repay 25% of the costs over a five year

period. Baseball 2000 has acquired bids from three netting contractors and is recommending replacement of the netting and backstop by Midwest Netting Solutions before the 2017 baseball season begins.

Alderman Vos asked if the money would come out of the Park Board funds. Bergles responded that the money has already been approved and budgeted for in the Park Board funds.

Alderman Schultz asked to see a copy of the agreement between the City and Baseball 2000. Walters responded that the current contract expired in November and is in the process of being finalized and is currently in the hands of Baseball 2000 awaiting approval and signatures. Walters further clarified that there are two separate agreements – an agreement with Baseball 2000 that clarifies roles and responsibilities of each of the groups and there is also an agreement, which is the MOU, that ensures the 25% of costs is paid back to the City.

Tyson Fettes further explained that the MOU basically states that the City is responsible for the exterior, such as lights, netting, backstop, etc., while Baseball 2000 is responsible for the inside of the park, such as dirt on the mound or improvements to the infield, of which separate funds are raised. Fettes added that because Baseball 2000 sees a need for this netting project, they wanted to be a partner at the table and help expedite the process by contributing 25% of the project to help offset the costs from the City.

Alderman Schultz wanted to be clear that this division of responsibilities had already been clarified in a previous agreement, that this wasn't something new, and is just a continuation of prior policy. Fettes responded that this has been a part of the agreement since its inception in 2000 and very little has changed over the years. Fettes added that in a previous MOU, Baseball 2000 had agreed to pay back 25% of the cost for new lights that were added to Beaumont Field, which was to be paid back over a ten year period, but was paid back within five and that the goal for this project is to raise enough funds to pay the City back in less than five years.

6. **Topic:** **Resolution 4816(35)** to consider authorizing city officials to execute a Landlord's Release and Consent to Johnson Bank for the benefit of DNR Investments, LLC for an airport hangar building at 988 Bravo Taxiway.

Attorney Bjelajac explained that he has reviewed the agreement and all this does is give the lender a clear legal opportunity to obtain the 2,800 square foot pole building and/or other improvements on this property in the event DNR Investments, LLC were to default on their loan and that it does not allow Johnson Bank to gain interest or place a lien on the Airport property that is being leased from the City.

7. **Topic:** **Resolution 4817(36)** to consider approving approving Task Order Number 103, with Kapur and Associates, for Engineering Services regarding the 2017 Street and Sidewalk Improvement Program and associated utility improvements.

Tom Foht, Kapur & Associates, explained that the 2017 Street and Sidewalk Improvement program includes the reconstruction of Kendall Street, from W. State Street to W. Chestnut Street, plus the annual sidewalk reconstruction program.

Alderman Schultz stated that this references the fact that all lead water services are being replaced from the main to the curb stop, which implies that there are lead services and wanted to know more about lead and water in the City of Burlington. Bergles responded there are approximately 22 services on Kendal Street that are lead, however, Burlington has passed all lead tests and only contains an extremely low level of lead. Owners of those properties will be

notified via letter ahead of time of the work to be done. If owners choose to keep their lead lines, it will be recommended they use a filter for the first couple of months to avoid any lead particles that may enter the water due to the work being done. Bergles also added, it will be recommended to owners to remove the lead and have the entire line replaced.

8. **Topic: Ordinance 2017(13)** to consider creating Section 119-5(B)(2)(a), “Floodplain Official Maps” of the Municipal Code.

Greg Governatori, Kapur & Associates, explained that the DNR recently approved the City of Burlington’s dam failure analysis; however, as a result, gave the dam a High Hazard rating due to the lack of floodplain zoning within the hydraulic shadow downstream of the dam. As part of the Dam Safety reduction, from High to Substantially-High, the required zoning overlay district map must be adopted and incorporated in the City’s floodplain/shoreland zoning ordinance.

Alderman Ekes asked how many homes would be added to the flood plain. Governatori responded that no homes or properties are affected by this and the map essentially stays the same.

Bergles added that in addition to adopting the hydraulic shadow into the zoning overlay district map, the City must also ensure stop logs are functional to exercise the dam by June 2017, and by November 2017, the City must complete concrete repairs, appropriate signage and remove overgrown vegetation from the concrete walls. Bergles also stated that that dam is due to be rebuilt in 2025.

9. **Topic: Ordinance 2018(14)** to consider repealing and recreating Chapter 270, “Stormwater Management” of the Municipal Code.

Bergles explained that this ordinance is a text amendment needed to meet the requirements of the MS4 permit. There was no further discussion.

10. **Topic: Ordinance 2019(15)** to consider creating Chapter 271, “Storm Sewer Illicit Discharge and Connection” in the Municipal Code.

Bergles explained that this ordinance is a text amendment needed to meet the requirements of the MS4 permit. There was no further discussion.

11. **Topic: Ordinance 2020(16)** to consider repealing and recreating Chapter 148 “Construction Site Erosion” in the Municipal Code.

Bergles explained that this ordinance is a text amendment needed to meet the requirements of the MS4 permit. There was no further discussion.

12. **Adjourn**

A motion was made by Schultz with a second by Grandi to adjourn the meeting. With all in favor, the meeting adjourned at 7:07 p.m.

Minutes respectfully submitted by:

Diahnn C. Halbach
City Clerk
City of Burlington